IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION

NATIONAL UNION FIRE	§	
INSURANCE COMPANY OF	§	
PITTSBURGH, P.A.,	§	
Plaintiff	§	
	§	
v.	§	CIVIL ACTION NO. 4:15-cv-586
	§	
WAUSAU UNDERWRITERS	§	
INSURANCE CO., AND LIBERTY	§	
MUTUAL GROUP, INC.,	§	
Defendants	§	

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Defendants Wausau Underwriters Insurance Co. and Liberty Mutual Group, Inc. (collectively, "Wausau") move for summary judgment on all claims of Plaintiff National Union Fire Insurance Company of Pittsburgh, P.A. National Union's state court petition asserting its claims and Wausau's state court answer to those claims are the live pleadings and are contained in Exhibit A to the Notice of Removal [Doc. 1]. All matters required by Local Rule 56.3(a) are set forth in Wausau's brief in support of this motion.

WHEREFORE, PREMISES CONSIDERED, Defendants Wausau Underwriters Insurance Company and Liberty Mutual Group pray that the Court grant this Motion for Summary Judgment and declare that Defendants have no duty to indemnify Plaintiff National Union for the amounts it paid in excess of Wausau's primary limits to settle the underlying suit, and for such other relief to which Defendants may be justly entitled.

Respectfully submitted,

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ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2016, a true and correct copy of this document was filed via the Court's ECF system pursuant to LR5.1. The notice of electronic filing generated by the ECT system constitutes service of the document on counsel who are registered users of the system. Any other counsel of record will be served pursuant to FRCP 5(b) on this same date.

Via Facsimile (713) 658-8253

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/s/ Catherine L. Hanna

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